IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2233 OF 2004
IN
APPEAL NO.97 OF 2003
IN
ARBITRATION PETITION NO.207 OF 2003
IN
ARBITRATION CASE/REF/NO.55 OF 2001

M/s.Surender Kumar Mahajan ....Appellant
V/s.
Tata Finance Ltd. & Ors. ....Respondents

Mr.A.G. Damble i/b Mr.N.G. Bhatt for the Appellant.
Mr.Y.R. Shah for the Respondents.

CORAM : DR.S. RADHAKRISHNAN & S.J. VAZIFDAR, JJ.
DATED : 31ST JULY, 2006.

P.C. :

1. Heard the learned counsel for the Appellant and the Respondents. Perused the affidavit in support of the Notice of Motion. For the reasons stated in the affidavit in support of the Notice of Motion, sufficient cause is made out. There is no case of inaction, negligence or want of bona-fide on the part of the Appellant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

(DR.S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)